

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ANDREW R. MAY, on Behalf of Himself and	:	Civil Action No.: 07 Civ. 4819 (CM)
All Others Similarly Situated,	:	
	:	
Plaintiff,	:	<u>CLASS ACTION</u>
	:	
v.	:	NOTICE OF MOTION AND MOTION OF
	:	ZVI TRADING CORP. EMPLOYEES'
TELIK, INC., MICHAEL M. WICK,	:	MONEY PURCHASE PENSION PLAN &
CYNTHIA M. BUTITTA, UBS SECURITIES	:	TRUST FOR CONSOLIDATION,
LLC, LEHMAN BROTHERS HOLDINGS,	:	APPOINTMENT AS LEAD PLAINTIFF
INC., BEAR, STEARNS & CO., INC.,	:	AND FOR APPROVAL OF SELECTION
NEEDHAM & COMPANY, INC., LAZARD	:	OF LEAD COUNSEL
FRÈRES & CO. LLC, FORTIS SECURITIES	:	
INC., and J.P. MORGAN SECURITIES INC.,	:	
	:	
Defendants.	:	
_____	:	
KEVIN HENNESSY, Individually and On	:	
Behalf of All Others Similarly Situated,	:	
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
TELIK, INC., MICHAEL M. WICK,	:	
CYNTHIA M. BUTITTA, UBS SECURITIES	:	
LLC, LEHMAN BROTHERS HOLDINGS	:	Civil Action No. 07 Civ. 5707 (CM)
INC., and J.P. MORGAN SECURITIES, INC.,	:	
	:	<u>CLASS ACTION</u>
Defendants.	:	
_____	x	

PLEASE TAKE NOTICE that class member ZVI Trading Corp. Employees' Money Purchase Pension Plan & Trust ("Movant") by his counsel, will hereby move this Court, on a date and at such a time as may be designated by the Court, for an Order (filed concurrently herewith) to: (i) consolidate the above-captioned related actions; (ii) appoint Movant as Lead Plaintiff with respect to claims asserted against the defendants pursuant to §§11, 12(a)(2) and 15 of the Securities Act of 1933 and §§10(b) and 20(a) of the Securities Exchange Act of 1934; (iii) approve Movant's selection of the law firm Weiss & Lurie to serve as Lead Counsel for the plaintiff class; and (iv) grant such other and further relief as the Court may deem just and proper. In support of this Motion, Movant respectfully submits herewith a Memorandum of Law and Declaration of James E. Tullman dated August 6, 2007.

Dated: August 6, 2007

**WEISS & LURIE**

/s/ James E. Tullman  
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- and -

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[Proposed] Lead Counsel for [Proposed] Lead Plaintiff and the Class